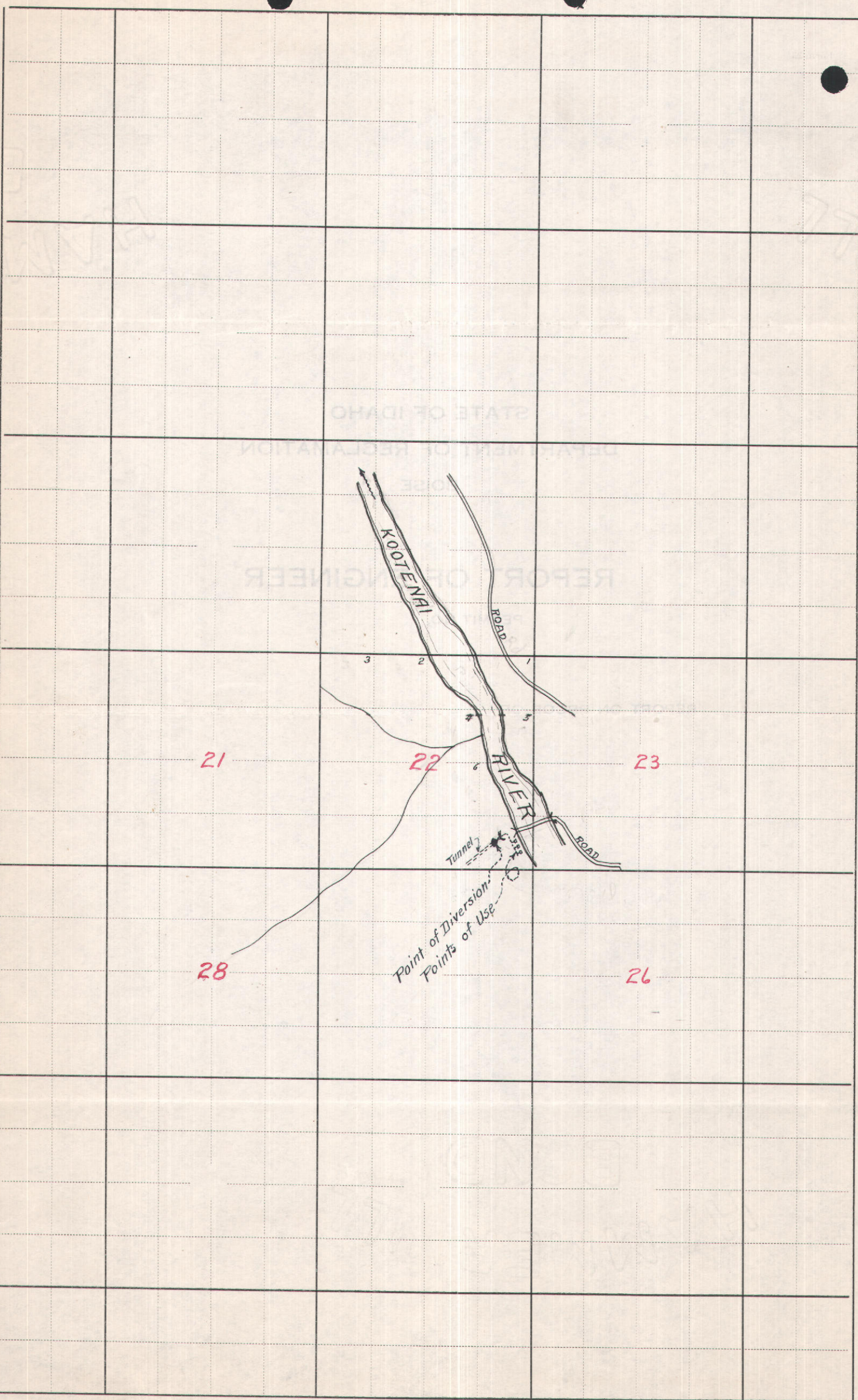




SCALE: 2 INCHES EQUALS 1 MILE. DRAW MAP IN INK.

17256

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Date July 11, 1930

PUBLISHER THE HERALD

Bonnors Ferry, Idaho

DEAR SIR:

Enclosed you will find notice for publication once a week for four consecutive weeks prior to August 23, 1930, the date set for proof, the expense of the publication to be paid by the applicant, A. H. Nelson, Leona, Idaho

to whom you should furnish proof of publication on or prior to the date set for proof.

Please acknowledge receipt of this notice and furnish this office with a copy of the first publication.

Very truly yours,

GEO. N. CARTER

Commissioner of Reclamation

17256

July 11, 1930.

Re: P ermit No. 17256
A. H. Nelson

MR. O. C. WILSON
Attorney at law
Bonners Ferry, Idaho

Dear Sir:-

Referring to your letter of the 9th inst., enclosing notices for proof of use of water under the above permit, would say that one copy has been mailed to the Bonners Ferry Herald for the required four weeks publication prior to August 23rd, the date set for proof. Deposition blanks for holder and two witnesses will be mailed to you in time for proof to be made on said date.

Very truly yours,
GEO. N. CARTER
Commissioner of Reclamation.

By _____
Chief Clerk

17256

NOTICE FOR PUBLICATION

NOTICE OF PROOF APPLICATION OF WATER TO BENEFICIAL USE

Notice is hereby given that at 10:00 a. m. on the 23rd day of August, 1930,
at Bonnors Ferry, County of Boundary, State of Idaho,
before O. C. Wilson, a Notary Public for the State of Idaho, proof will be submitted
of the application to beneficial use of .03 cubic feet per second of the
waters of a natural spring in accordance with the terms and conditions of
Permit No. 17256 heretofore issued by the Department of Reclamation
of the State of Idaho.

The name and postoffice address of the person or corporation holding said permit are.....

Albert H. Nelson, Leonia, Idaho

The use to which said water has been applied is.....

domestic purposes

The amount applied to beneficial use is .03 cu. ft.

The place where said water is used (if for irrigation, give full and accurate description of the lands irrigated)

Residence of Albert H. Nelson

The name of the canal or ditch or other works by which said water is conducted to such place of use is Nelson Pipe Line

The right to take water from such works is based upon Permit No. 17256

The source of supply from which such water is diverted is.....

natural spring on SE $\frac{1}{4}$ SE $\frac{1}{4}$ of Sec. 22, Twp. 62 N. R.
3 E.B.M. Boundary County, Idaho

The date of the priority which said user is prepared to establish is March 11, 1930

May 12, 1930

Geo. N. Carter

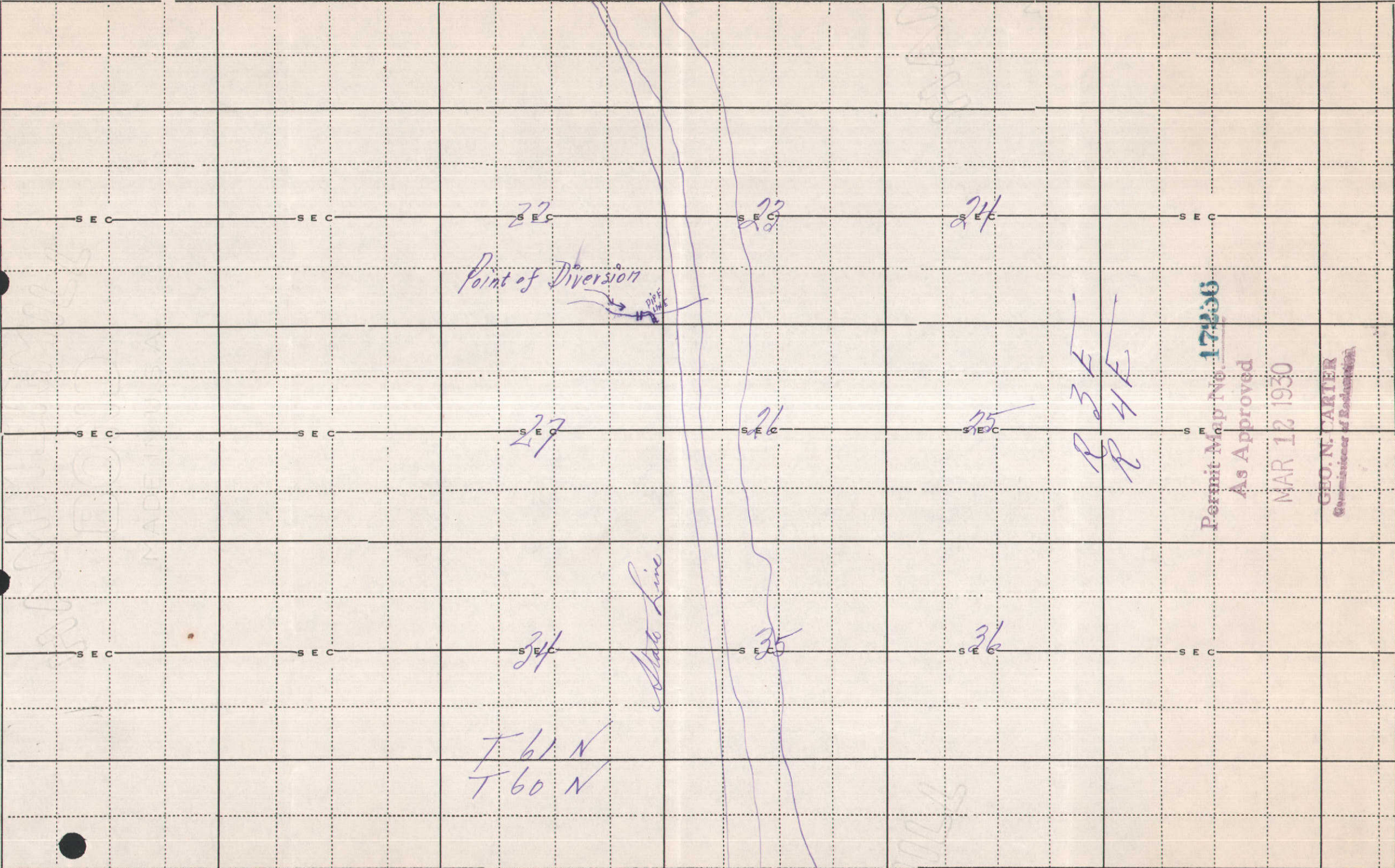
Commissioner of Reclamation.

SESE - 22 - 617 - 36

Boundary Co

17256

NAME OF APPLICANT *A. H. Nelson* LEONIA, IDAHO



Permit Map No. 17250

As Approved

MAR 12 1930

GEO. N. CARTER
Commissioner of Reclamation

State of Idaho

License and Certificate of Water Right

Water License No. 17256

Amount .03

Water District No.

Priority March 11, 1930

THIS IS TO CERTIFY that Albert H. Nelson
 of Leonia, Idaho, made application for a permit to appropriate the
 public waters of the State of Idaho, dated March 11th, 1930; that Permit No. 17256
 was issued under said application; that Certificate of Completion of works, with a carrying capacity of
 .03 second feet, was issued thereunder on March 29th, 1930, showing that said works
 were completed on the 26th day of March, 1930; and that on the 23rd
 day of August, 1930,

Albert H. Nelson

of Leonia, State of Idaho, made proof to the satisfaction of the
 Commissioner of Reclamation of Idaho, of the right to use the waters of Spring
 , a tributary of no known stream, for the purpose of Domestic use
 , under Use Permit No. 17256 of the Commissioner of Reclamation
 and that said right to the use of said waters has been perfected in accordance with the laws of Idaho, and is
 hereby confirmed by the Commissioner of Reclamation of Idaho and entered of record in Volume 7
 of Licenses, at page 3684, on the 17th day of February, 1932;

The right hereby confirmed dates from March 11, 1930;

The Point of Diversion is located
 in the SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 22, Tp. 61 N., R. 3 E., B. M., Boundary County

That the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid,
 is limited to an amount actually needed and beneficially used for said purposes, and shall not exceed .03
 cubic feet per second.

Description and location of use: Water is used at the household of permit holder in SE $\frac{1}{4}$ SE $\frac{1}{4}$ of
 Sec. 22, Twp. 61 N., Range 3 E. B. M.

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated

The right to the use of the water aforesaid hereby confirmed is restricted to the lands or place of use
 herein described, as provided by the laws of Idaho.

WITNESS the seal and signature of the Commissioner of Reclamation, affixed at Boise, Idaho,
 this 17th day of February, 1932.

R. W. FARIS
 Commissioner of Reclamation

(SEAL)

State of Idaho
License and Certificate of Water Right

Water License No. 17209
Water District No.

Amount 0.02 Sec. Ft.
Priority November 26, 1929

THIS IS TO CERTIFY that Edward Trainer
of Priest River, Idaho, made application for a permit to appropriate the
public waters of the State of Idaho, dated November 4, 1929; that Permit No. 17209
was issued under said application; that Certificate of Completion of works, with a carrying capacity of
0.02 second feet, was issued thereunder on August 5th, 1930, showing that said works
were completed on the 2nd day of August, 1930; and that on the 29th
day of November, 1930,

Edward Trainer
of Priest River, State of Idaho, made proof to the satisfaction of the
Commissioner of Reclamation of Idaho, of the right to use the waters of a Spring
, a tributary of nothing, for the purpose of Domestic use
, under Use Permit No. 17209 of the Commissioner of Reclamation
and that said right to the use of said waters has been perfected in accordance with the laws of Idaho, and is
hereby confirmed by the Commissioner of Reclamation of Idaho and entered of record in Volume 7
of Licenses, at page 3683, on the 12th day of February, 1932;

The right hereby confirmed dates from November 26, 1929, 19 ;

The Point of Diversion is located
in the NE ¼ SE ¼, Sec. 15, T. 57 N., R. 4 W., B. M. Bonner County

That the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid,
is limited to an amount actually needed and beneficially used for said purposes, and shall not exceed 0.02
cubic feet per second.

Description and location of use: Pipe line leads to house, lawn and barn about 600
feet distant from spring

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated

The right to the use of the water aforesaid hereby confirmed is restricted to the lands or place of use
herein described, as provided by the laws of Idaho.

WITNESS the seal and signature of the Commissioner of Reclamation, affixed at Boise, Idaho,
this 12th day of February, 1932.

R. W. FARIS
Commissioner of Reclamation

(SEAL)

98-2040

APPLICATION FOR PERMIT TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF IDAHO

Application No. 24289
Permit No. 17256
District No.

1. Name of Applicant: Albert H. Nelson

Postoffice address: Leonia County: Boundary State: Idaho.

I. If applicant is a corporation, give:

- (a) Date and place of incorporation:
- (b) Amount of capital stock:
- (c) Amount paid in:
- (d) Names and addresses of directors:

II. The financial resources of the applicant are:

- (a) Cash on hand:
- (b) Treasury stock:
- (c) Bonds to be issued:
- (d) Other resources:

2. Quantity of water claimed: .03 cubic feet per second.

3. Source of water supply: spring which is a tributary of no tributary.

4. Location of point of diversion: 200 feet distant from the S.E. corner of Section 22, T. 61 N., R. 3 E., B. M., and is in the SE $\frac{1}{4}$ of the SE $\frac{1}{4}$ of Section 22, T. 61 N., R. 3 E., B. M., County of Boundary.

5. Water is to be used for: Domestic purposes.

6. If for mining, milling, power or manufacturing purposes, give:

- (a) Point of use of water: feet distant from corner of Section T. , R. , B. M., in the of Section , T. , R. , B. M.
- (b) Amount of power generated: H. P., under feet head.
- (c) Water is to be returned to at a point feet distant from the corner of Section , T. , R. , B. M., in the of Section , T. , R. , B. M.

7. Estimated cost of works: \$150.00

8. Kind of works: Dam - Pipe - Line

9. Height of dam 4 feet; length of dam at top 10 feet; length of dam at bottom 10 feet; material used in dam: Rock and cement.

10. Size of headgate: Width feet; height feet.

11. Ditch: Width at bottom feet; width at water line feet; depth of water feet; dimensions of flume

Diameter of pipe 1 $\frac{1}{2}$ & 3/4 inches; length of conduit 1/3 miles.

Average grade per mile 10 feet.

12. The time required for the completion of such work is Work is completed. ~~year~~

13. The time required for the complete application of the water to the proposed use is water now being used additional years.

14. The land to be irrigated is described in the following tabulation: See remarks.

15. (a) Is reservoir to be used? If so, fill in (b) and (c) below.
 (b) Name of Reservoir and number of Storage Permit:
 (c) Date of filing of Application for Storage Permit and Name of Applicant:

BE IT KNOWN THAT The undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth.

A. H. Nelson Applicant.

Bv

Agent.

Date of first receipt at Department of Reclamation: 9 A. M. March 11, 1930

Returned to applicant for correction:

Corrected application received:

APPROVAL OF COMMISSIONER OF RECLAMATION

The number of this permit is 17256

Recorded in Book 62

Page 17256

Approved

March 12, 1930.

This is to certify that I have examined the within application for a permit to appropriate the public waters of the State of Idaho, and hereby approve the same, subject to the following limitations and conditions:

Bond in the sum of \$ _____ to be filed on or before _____

Work to begin on or before

May 12, 1930

and to continue diligently and uninterruptedly to completion,

unless temporarily interrupted by circumstances over which permit holder has no control.

One-fifth of the work above specified to be completed on or before June 12, 1930.

The whole of said work to be completed on or before **September 12, 1930.**

Beneficial use of water appropriated in accordance herewith, to be made on or before September 12, 1930.

Witness my hand this 12th day of March, 1930.

GEO. N. CARTER
Commissioner of Reclamation.

Remarks: Location of spring is about six hundred feet Northwest to Boundary line monument on the SE $\frac{1}{4}$ of the SE $\frac{1}{4}$ of Section 22, Twp. 61 N., R. 8 E., B. M. about 200 ft. from GN station at Leonia, Idaho situated on forest reserve ground, which is government land.

Twp.	Range	Sec.	NE¼				NW¼				SW¼				SE¼				Totals
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
			----- Permit No. 17256 CERTIFICATE OF COMPLETION OF WORKS To All Whom It May Concern: This is to certify that Albert H. Nelson, of Leonia, County of Boundary, and State of Idaho, the holder of Permit No. 17256, issued upon Application No. 24289 bearing date of priority of March 11, 1930, authorizing the diversion of .03 second feet of the waters of spring, County of Boundary, State of Idaho, for domestic purposes, has fully complied with the provisions of the laws of the State of Idaho relating to the proof of completion of the works of diversion set out and described in said Permit; that said works are adequate for diverting and conveying to the place of intended use .03 second feet of the waters of a spring, that the point of diversion of said waters is in the SE¼SE¼ of Sec. 22, T. 61 N., R. 3 E., B.M. The place of use is at home of applicant near spring. Witness my hand this 29th day of March, A.D. 1930. GEO. N. CARTER Commissioner of Reclamation. LICENSE ISSUED FOR .03 SEC. FT. <i>Volume 7, page 3684</i>																

Arnold William
XXXXXXXXXXXX

December 28, 1945

Re: Permit No. 17256

Mr. W. H. Loehr
Leonia, Idaho

Dear Mr. Loehr:

We are in receipt of your letter of December 18th, in which you inquire about a water right in the name of A. H. Nelson.

The records in this Department show that License No. 17256 was issued to Albert H. Nelson, of Leonia, on February 17, 1932, for Three one-hundredths (0.03) of a second foot of water from a spring in the SE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 22, Township 61 North, Range 3 East, B.M., for use at the household of the permit holder in the SE $\frac{1}{4}$ SE $\frac{1}{4}$ of said Section 22- with priority date of March 11, 1930.

The license restricts the place of use of said water to the place above described; and if you are purchasing this property from Mr. Nelson, the deed should include the water right appurtenant thereto, or License No. 17256, recorded in Volume 7 of Licenses, at page 3684.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

17256

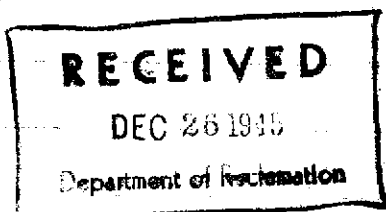
Dec. 18 '45
Leonida, Idaho

State Bureau of Reclamation
Boise, Idaho.

Dear Sir;

I would like to know if there is a water right recorded for the water source to the town of Leonida, Ida in the name of A. H. Melson. I am contemplating buying his property here & was wondering if he has the water right & if he has could it be transferred to me? He states that his right was filed Feb 17th, 1932 & is recorded in Book 7 page 3684 of Giseuses Record in Bonanza Ferry, Ida. I looked this up & they haven't it there so they told me to write to you. Kindly advise if you have a record of this. Thanking you in advance I remain

Respect fully,
M. H. Goehr



February 13th, 1932

Re: Permit No. 17256

MR. A. H. NELSON
Leonia, Idaho

Dear Sir :

We are in receipt of the Engineer's report for Beneficial Use on the above permit. Upon receipt of a fee of \$5.00, your license will be issued.

Very truly yours,

H. W. FARIS
Commissioner of Reclamation

Chief Clerk

PH/LP

17256

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO
REPORT OF ENGINEER

Permit No. 17256This proof is for BEN. USE

In Water District No. _____

1. Name of applicant: A. H. Nelson
2. Source of water supply: Spring
3. Location of point of diversion: Is in the SE 1/4 of Section 22
T. 61 N R. 3 E. B. M. County of _____ Boundary _____
4. Describe works as they exist, giving dimensions and capacities of same: A small concrete dam in an old mine tunnel checks and diverts water into 2" iron pipe 50' long and thence 550 ft thru smaller pipe to points of use
5. Water is used for: Domestic purposes
6. State whether or not water has been turned into works of diversion: yes
7. List legal subdivisions of lands to be irrigated. If proof is for beneficial use, give exact number of acres under cultivation in each forty-acre tract. (Describe manner and place of use if for other than irrigation): At residence of applicant near spring.

(Submit map on attached plat, showing location and details of above description.)

8. What large stream would the water here appropriated finally reach?
- None

Remarks: This water is used by three familiesThis examination was made on the 29th day of Sept, 1931(Signed) Fred G. Dolman

Examiner.

17256

A. H. NELSON

Leonia

Permit No. 17256

Examination for BEN. USE

County BOUNDARY

INSTRUCTIONS TO EXAMINERS

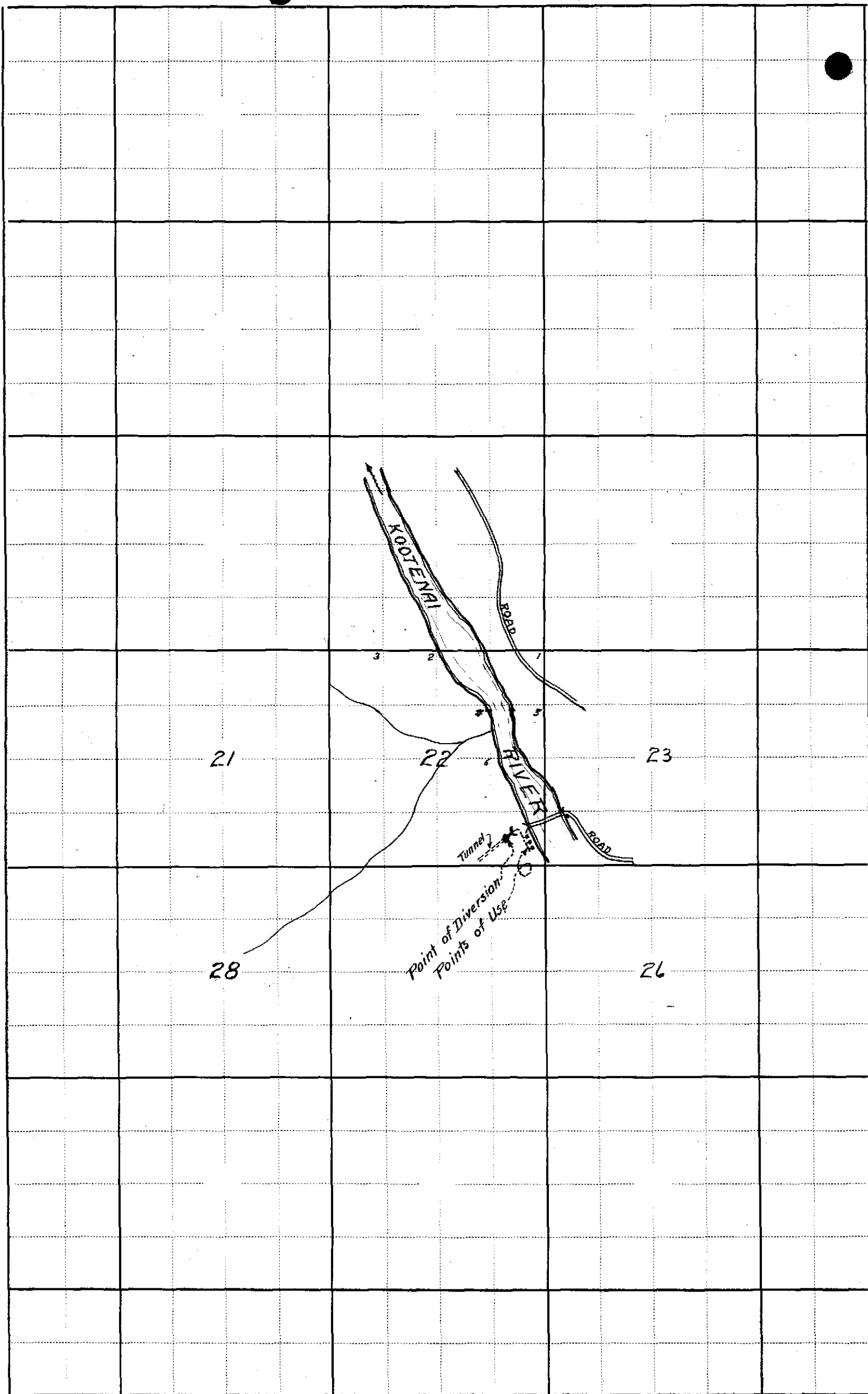
1. Always carefully note the location of the point of diversion, and accurately plat same.
 2. When proof is for beneficial use, carefully check up the number of acres actually irrigated in each forty and accurately plat same.
 3. Make a map showing the correct location of streams and ditches, and the irrigated lands, and any adjacent permanent landmarks, such as towns, lakes, large streams and public roads.
 4. If any unusual conditions are discovered, make a plain statement of them under remarks.
 5. Always see the holder, if possible, and go over the whole ground with him, and make your report only upon actual existing facts and conditions.
-

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF ENGINEER

PERMIT NO._____

REPORT ON PROOF OF_____



SCALE: 2 INCHES EQUALS 1 MILE. DRAW MAP IN INK.

17256

March 25, 1931.

Re: Permit No. 17256

Mr. Albert H. Nelson
Leonida, Idaho

Dear Sir:-

Referring to your letter of the 23rd inst. would say that an examination by our field engineer is required to be made on every proof of beneficial use of water before the license can be issued. This examination cannot be made before next July or August hence it will be impossible for the proof to be closed at this time and the license issued. However, no rights will be lost by reason of the delay.

The notice published was for proof of beneficial use of water and not for completion of works. Proof of completion of works was made and the certificate of completion mailed to you March 31, 1930.

As soon as the examination and report have been made by our field engineer, you will be further advised. The fees due at that time will be \$5.00.

Very truly yours,
GEO. N. CARTER
Commissioner of Reclamation.
By

Chief Clerk.

17256

17256

Leonia Idaho

Mar 23 rd 1931

Mr. Geo H. Carter,

Commissioner of Reclamation.
Boise Idaho.

Dear Sir;

I have not yet received my final
papers for water right on spring near Leonia Idaho.

Proof of completion of works was published
in the Bonners Ferry Herald some time ago

and the certificate of proof was mailed to you
by Mr. O.C. Wilson, attorney at Bonners Ferry
Idaho.

Can you advise me when I ~~may~~ may expect
to receive final papers on this water right.

As I am working for the railway and may
be moved from here at some future date I wish
to have this matter straightened out in the event
that anything should occur so I could not be here
to attend to it.

Yours truly

17256

A. H. Nelson

OLIVER C. WILSON
ATTORNEY

OFFICES: FIRST NATIONAL BANK BLDG.
BONNERS FERRY, IDAHO

September 3, 1930

George N. Carter
Commissioner of Reclamation
Boise, Idaho

Dear Sir:

Enclosed please find Affidavit of
Publication and receipt for payment of Publication
in connection with Permit No. 17256.

Very truly yours,



OCW:S

17254

AFFIDAVIT OF PUBLICATION

Notice for Publication. NOTICE OF PROOF APPLICATION OF WATER TO BENEFICIAL USE

Notice is hereby given that at 10:00 a. m. on the 23rd day of August, 1930, at Bonners Ferry, County of Boundary, State of Idaho, before O. C. Wilson, Notary Public, proof will be submitted of the application to beneficial use of .03 cubic feet per second of the waters of a natural spring in accordance with the terms and conditions of Permit No. 17256 heretofore issued by the Department of Reclamation of the State of Idaho.

The name and postoffice address of the person or corporation holding said permit are Albert H. Nelson, Leonia, Idaho.

The use to which said water has been applied is domestic purposes.

The amount applied to beneficial use is .03 cu. ft.

The place where said water is used (if for irrigation, give full and accurate description of the lands irrigated): Residence of Albert H. Nelson.

The name of the canal or ditch or other works by which said water is conducted to such place of use is Nelson Pipe Line.

The right to take water from such works is based upon Permit No. 17256.

The source of supply from which such water is diverted is natural spring on SE $\frac{1}{4}$ SE $\frac{1}{4}$ of Sec. 22, Twp. 62 N. R. 3 E. B. M., Boundary County, Idaho.

The date of priority which said user is prepared to establish is March 11, 1930.

GEO. N. CARTER,
Commissioner of Reclamation.
1117-a7t4

STATE OF IDAHO, } ss.
County of Boundary, }

C. W. King

being first duly sworn upon his oath, deposes and says: That he is the

Editor & Proprietor

of the Bonners Ferry Herald, a newspaper of general circulation, published weekly at Bonners Ferry, Boundary County, State of Idaho; that the said Bonners Ferry Herald has been continuously and uninterruptedly published in said Boundary County during a period of 18 months or 78 weeks prior to the first publication of the

hereto attached notice; that the advertisement of

Albert H. Nelson

a *notice of Proof application* Notice for Publication, a printed copy of which is attached hereto was

published in said newspaper, and not in a supplement thereof for *four*

consecutive issues, commencing with the issue dated *July 17*

19*30*, and ending with the issue dated *August 7*, 19*30*.

C. W. King
Proprietor
Foreman

Subscribed and sworn to before me this *9* day of

August, 19*30*.

J. M. McNally
Notary Public in and for the County of Boundary, State of Idaho, residing at Bonners Ferry, Idaho.

17256

Leonida Idaho
Aug 28th 1930

Mr. Geo N Carter

Department of reclamation
Boise Idaho

Dear Sir; Re permit No 17256;
I have sent the affidavit of publication to Mr. Wilson
at Bonners Ferry with instructions to put on file
and advise you or send it to you as you may require.

Yours truly



17256

August 26, 1930

Re: Permit 17256.

Mr. Albert H. Nelson
Leonis, Idaho

Dear Sir:

We are today in receipt of depositions of yourself and two witnesses in the matter of proof of beneficial use of water under the above numbered permit. These are in proper form and will be held here without further action until the report of our field engineer has been made. You will then be further advised in the matter.

There also remains to be filed the affidavit of publication from the Bonners Ferry Herald.

Very truly yours,

GEO. N. CARTER
Commissioner of Reclamation

By

Chief Clerk

CB/co

17256

OLIVER C. WILSON

ATTORNEY

OFFICES: FIRST NATIONAL BANK BLDG.

BONNERS FERRY, IDAHO

August 23, 1930

George N. Carter
Commissioner of Reclamation
Boise, Idaho

Dear Sir:

Enclosed please find Deposition
of holder, Albert H. Nelson, and Depositions
of witnesses, Robert Bryan and Percy
Wallaston, in connection with Proof under
Permit No. 17256.

Very truly yours,



OCW:S

17256

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Permit No. 17256

Proof of Application of Water to Beneficial Use

Deposition of Holder

Ques. 1. State your name, residence, occupation and postoffice address.

Ans. Albert H. Nelson, Leonia, Idaho, Station
Agt. G. N. Ry., Leonia, Ida.

Ques. 2. If acting in behalf of corporation, state its name, principal place of business (if a foreign corporation, give name of postoffice of statutory agent), your position with reference to same, and your authority for appearing in its behalf.

Ans. _____

Ques. 3. State number and date of permit, and date of priority you propose to establish under the permit.

Ans. #17256, Mar. 12, 1930

Ques. 4. State source of water supply and give exact location of point of diversion.

Ans. Spring Located on SE¹SE¹ of Sec 22, Twp. 61 N. R.
3 E. B. M., about 600 ft. NW. of Boundary Line Monument.

Ques. 5. Describe your works of diversion, and state amount of water they are capable of conveying from point of diversion to place of use, and give name of canal or ditch or other works by which water is conducted to such place of use.

Ans. Rock and cement dam four (4) ft. high, ten (10)
feet long; pipe line 3/4" from dam to house;
.03 cu ft. per sec.
1 1/4" pipe leading out of dam, about 60 feet long.

Ques. 6. State for what purpose water is used and describe place of use. (If for irrigation, name each subdivision in which used, and number of acres in each subdivision that have actually been irrigated with said water.) State whether cultivated or natural meadow land and the nature of all improvements which have been made as a direct result of said use.

Ans. domestic - used in house in Leonia,
watering lawns etc.

Ques. 7. If for other than for irrigation purposes; state how applied, amount of horse power generated, etc.

Ans. ✓

marked to F.G.T. 8/25 -

17256

Ques. 8. What is the minimum amount of water required for the purpose specified above?

Ans. .03 cu. ft. per sec.

Ques. 9. If you are not the person or representative of the corporation to whom above mentioned permit was originally issued, please state how ownership was acquired by present holder.

Ans. ✓

Ques. 10. State when, how, in what amount and to what extent the water diverted under above mentioned permit has been used.

Ans. Has been used three years.

Ques. 11. State when, how, in what amount and to what extent waters other than those diverted under the above mentioned permit have been diverted and applied to beneficial use upon the lands herein described. Give full particulars regarding such other appropriations and rights claimed thereunder.

Ans. None

(Sign) Albert H. Nelson

I hereby certify that the foregoing testimony was read to the above subscribed before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me, at my office in Bonniers Ferry, County of Bannock, State of Idaho, on this 23rd day of August, A. D. 1930.

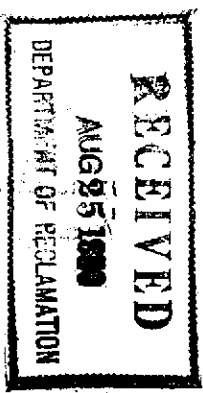
O. C. Wilson

NOTARY PUBLIC

Residing at Bonners Ferry, Idaho. My

Commission Expires November 13, 1931

My commission expires Nov. 13, 1931



STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO.

PERMIT NO. 17256

Proof of Application of Water to Beneficial Use

Deposition of Witness

The deposition of two witnesses, on this form, taken separately, required in each case.

Ques. 1. State your name, age, residence, occupation and postoffice address.

Ans. Percy Wollaston Age 52 Storekeeper and postmaster
Leonia Idaho

Ques. 2. Are you acquainted with Albert H Nelson -----, the holder of Permit No. 17256? How long have you known him and where does he reside?

Ans. Yes Have known him for over a year since I came here
Mr. Nelson resides at Leonia Idaho.

Ques. 3. Have you read or heard read said Permit No. 17256, and are you familiar with its provisions and conditions?

Ans. Yes.

Ques. 4. State source of water supply, place of diversion, and describe works for conveying water from point of diversion to place of use.

Ans. Source of supply Natural spring located SE $\frac{1}{4}$ of
SE $\frac{1}{4}$ of Sec 22 Township 61 N. R 3 E.B.M. about 600
feet NW D Boundary Line Monument

Ques. 5. How many second feet of water do you estimate said works will safely conduct to place of use, and how much water have you seen being so conveyed?

Ans. . 03 cu feet per second. Works will safely conduct
this amount of water.

Ques. 6. State for what purpose water is used and at what place. (If for irrigation, give each sub-division in which water has been used and number of acres irrigated in each subdivision.) State whether cultivated or natural meadow land and the nature of all improvements which have been made as a direct result of said use.

Ans. Used for domestic purposes in homes at Leonia Ida
watering lawns etc.

Water being used at residence of Mr. A.H. Nelson.

17256

Ques. 7. If for power or other purposes than irrigation, state how water has been applied and to what extent.

Ans. Not used for any other purpose than domestic use

Ques. 8. (If for irrigation) state character of land that has been reclaimed, and give your estimate of the amount of water required for its profitable cultivation.

Ans. Not used for irrigation other than watering lawn and small garden

Ques. 9. Have you any interest in the works, water or lands above mentioned? If so, in what way and to what extent?

Ans. None

Ques. 10. State when, how, in what amount and to what extent you have witnessed the application to beneficial use of water diverted under said permit.

Ans. Witnessed on August 15th at Leonia water being used.
Have seen Mr. Nelson use this water and have examined
works and pipe line and same are in good condition and
capable of performing satisfactory service. Water is
being put to beneficial use.
.03 cu ft per second.
running thru pipe line.

(Signed)

Percy Hallaston

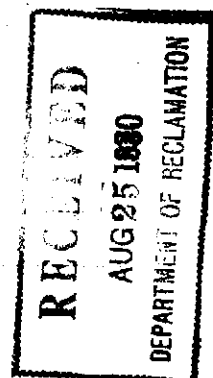
I hereby certify that the foregoing testimony was read to the above subscriber before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me in *Bonners Ferry*, County of *Bear River*, State of Idaho, on this *23rd* day of *August*, A. D. 19*30*.

O. Wilson

Notary Public.

My commission expires

Nov. 3, 1931



STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO.

PERMIT NO. 17256

Proof of Application of Water to Beneficial Use

Deposition of Witness

The deposition of two witnesses, on this form, taken separately, required in each case.

Ques. 1. State your name, age, residence, occupation and postoffice address.

Ans. Robert Bryan, Age 44 Section Laborer Res Leonia Idaho.
Postoffice residence Leonia Idaho.

Ques. 2. Are you acquainted with Albert H Nelson, the holder of Permit No. 17256? How long have you known him and where does he reside?

Ans. Yes. Have known Mr. Nelson for a period of over four years
Mr. Nelson resides at Leonia Idaho.

Ques. 3. Have you read or heard read said Permit No. 17256, and are you familiar with its provisions and conditions?

Ans. Yes.

Ques. 4. State source of water supply, place of diversion, and describe works for conveying water from point of diversion to place of use.

Ans. Source of supply Natural spring located SE $\frac{1}{4}$ of
SE $\frac{1}{4}$ of Sec 22 Township 61 N. R 3 E.B.M. about 600
feet NW D Boundary Line Monument

Ques. 5. How many second feet of water do you estimate said works will safely conduct to place of use, and how much water have you seen being so conveyed?

Ans. .03 cu feet per second. Works will safely conduct
this amount of water.

Ques. 6. State for what purpose water is used and at what place. (If for irrigation, give each sub-division in which water has been used and number of acres irrigated in each subdivision.) State whether cultivated or natural meadow land and the nature of all improvements which have been made as a direct result of said use.

Ans. Used for domestic purposes in home at Leonia Idaho.
at residence of Mr. A H Nelson.
for watering lawns etc.

17256

Ques. 7. If for power or other purposes than irrigation, state how water has been applied and to what extent.

Ans. Not used for any other purpose than domestic use

Ques. 8. (If for irrigation) state character of land that has been reclaimed, and give your estimate of the amount of water required for its profitable cultivation.

Ans. Not used for irrigation other than watering lawn and small garden

Ques. 9. Have you any interest in the works, water or lands above mentioned? If so, in what way and to what extent?

Ans. None.

Ques. 10. State when, how, in what amount and to what extent you have witnessed the application to beneficial use of water diverted under said permit.

Ans. Witnessed on August 15th 1930 water being used by Mr. Albert H Nelson .03 cu feet per second running thru pipe line of Mr. A.H. Nelsons works at Leonia Idaho water being put to beneficial use by him.

(Signed)

Robert Bryan

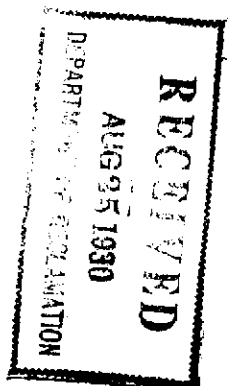
I hereby certify that the foregoing testimony was read to the above subscriber before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me in Bannock County of Bannock State of Idaho, on this 23rd day of August, A. D. 1930.

O. C. Wilson

Notary Public.

My commission expires

Nov. 13, 1931



State of Idaho

DEPARTMENT OF RECLAMATION

BOISE

INSTRUCTIONS

PROOF OF BENEFICIAL USE OF WATER

BOISE, IDAHO, August 9, 1930

Albert H. Nelson

c/o O. C. Wilson
Bonners Ferry, Idaho

DEAR SIR:

I enclose herewith the following forms to be used in connection with proof of beneficial use of water under Permit No. 17256.

DEPOSITION OF PERMIT HOLDER, DEPOSITIONS OF TWO WITNESSES.

In submitting this proof the following instructions should be CAREFULLY followed out, since failure to do so may result in the loss of rights:

1. On August 25, 1930, the date set for proof, the enclosed forms (one for permit holder and one each for two disinterested witnesses) should be filled out and sworn to, at Bonners Ferry before O. C. Wilson, notary public.
2. When the depositions have been taken, they should be mailed to this office, together with affidavit of publication of notice.

When these have been received, together with report of the examining engineer, if everything is properly executed, you will be further advised as to fees due, etc., before certificate is issued.

Yours truly,

GEO. N. CARTER
Commissioner of Reclamation.

17256

STATEMENT

Bonners Ferry, Idaho,

7/31 1930

A. N. Nelson

Leonida

IN ACCOUNT WITH

BONNERS FERRY HERALD

BONNERS FERRY, IDAHO

SUBSCRIPTION

From 192 To 19

ADVERTISING

Balance rendered

inches Display Adv. weeks

folios Legal Adv. weeks

lines Local Adv. weeks

Notice of Proof app. of Wm
6 fol. 40¢

15.00

Paid
8/9/30
C. W. King

Total

17256

THE BONNERS FERRY HERALD

C. W. KING, Proprietor

Printing and Publishing

BONNERS FERRY, IDAHO

July 14, 1930

Official Paper of Boundary
County and Bonners
Ferry, Idaho

For Forty Years the Leading
Newspaper of the Kootenai
Valley of Idaho

Mr. Geo. N. Carter
Department of Reclamation
Boise, Idaho

Dear Sir:

We have received from your office today a Notice for Publication for A. H. Nelson, Leonia, Idaho.

This notice will be published in four consecutive issues of the Bonners Ferry Herald, beginning with the issue of July 17.

A copy of the first publication of the notice will be mailed to you on Thursday, July 17.

Thanking you, I am

Sincerely,

THE BONNERS FERRY HERALD

By *R. M. Ryder*.....

17256

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Date July 11, 1930

PUBLISHER THE HERALD

Bonniers Fe ry, Idaho

DEAR SIR:

Enclosed you will find notice for publication once a week for four consecutive weeks prior to August 23, 1930, the date set for proof, the expense of the publication to be paid by the applicant, A. H. Nelson, Leonia, Idaho

to whom you should furnish proof of publication on or prior to the date set for proof.

Please acknowledge receipt of this notice and furnish this office with a copy of the first publication.

Very truly yours,

GEO. N. CARTER

Commissioner of Reclamation

17256

July 11, 1930.

Re: Permit No. 17256
A. H. Nelson

MR. O. C. WILSON
Attorney at law
Bonners Ferry, Idaho

Dear Sir:-

Referring to your letter of the 9th inst., enclosing notices for proof of use of water under the above permit, would say that one copy has been mailed to the Bonners Ferry Herald for the required four weeks publication prior to August 23rd, the date set for proof. Deposition blanks for holder and two witnesses will be mailed to you in time for proof to be made on said date.

Very truly yours,
GEO. M. CARTER
Commissioner of Reclamation.

By _____
Chief Clerk

17256

OLIVER C. WILSON

ATTORNEY

OFFICES: FIRST NATIONAL BANK BLDG.

BONNERS FERRY, IDAHO

July 9, 1930

Geo. N. Carter
Commissioner of Reclamation
Boise, Idaho

Dear Sir:

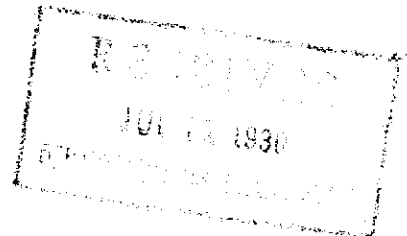
Enclosed please find notice in duplicate
to be published for Albert H. Nelson, and
authorization to you to have same published.

Very truly yours,



OCW:S

17256



NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date)

(P. O.)

June 9th 1930
Boise Idaho

TO THE COMMISSIONER OF RECLAMATION:

Boise, Idaho.

Dear Sir:

You are hereby authorized to have the attached notice published at my expense in the
Bombers Ferry Herald of *Bombers Ferry Ida* published in
the county in which the works are situated.

A. H. Nelson

(In case of canals or other works designed to divert and carry more than 50 cubic feet of water per second, the following certificate must be signed by a well-known and competent engineer.)

I hereby certify that the facts set forth in the attached notice are true.

Engineer.

17256

NOTICE FOR PUBLICATION NOTICE OF PROOF APPLICATION OF WATER TO BENEFICIAL USE

Notice is hereby given that at 10:00 a. m. on the 23rd day of August, 1950,
at Bonnere Ferry, County of Boundary, State of Idaho,
before O. C. Wilson, a Notary Public for the State of Idaho, proof will be submitted
of the application to beneficial use of .03 cubic feet per second of the
waters of a natural spring in accordance with the terms and conditions of
Permit No. 17256 heretofore issued by the Department of Reclamation
of the State of Idaho.

The name and postoffice address of the person or corporation holding said permit are.....

Albert H. Nelson, Leonia, Idaho

The use to which said water has been applied is.....

domestic purposes

The amount applied to beneficial use is .03 cu. ft.

The place where said water is used (if for irrigation, give full and accurate description of the lands irrigated)

Residence of Albert H. Nelson

The name of the canal or ditch or other works by which said water is conducted to such place of use is Nelson Pipe Line

The right to take water from such works is based upon Permit No. 17256

The source of supply from which such water is diverted is.....

natural spring on SE $\frac{1}{4}$ SE $\frac{1}{4}$ of Sec. 22, Twp. 62 N. R.
3 E.B.M. Boundary County, Idaho

The date of the priority which said user is prepared to establish is March 11, 1930

Geo. N. Carter

Commissioner of Reclamation.

SESE - 22 - 6171 - 36

Boundary Co

17256

June 11, 1930.

Re: Permit No. 17256-A.H.Nelson

Mr. O. C. Wilson,
Attorney at law,
Bonners Ferry, Idaho

Dear Sir:-

At the request of the holder of the above permit, Mr. A. H. Nelson, we are mailing you herewith blank notices for proof of beneficial use of water, accompanied by notice authorizing publication signed by him, received today. This proof is due September 12, 1930.

Very truly yours,
GEO. N. CARTER
Commissioner of Reclamation

By _____
Chief Clerk

Encl.

17256

June 11, 1930.

Re: Permit No. 17256

Mr. A. H. Nelson
Leonida, Idaho

Dear Sir:-

Referring to your letter of the 9th inst. would say that Mr. Wilson has not yet filed your notice of proof of beneficial use of water under your above permit. He will, no doubt, attend to the matter in due time, in view of the fact that you have sent him signed blanks and requested that he look after the matter of proof for you.

The proof is not required to be made until September 12th but the notice is required to be published for a period of four weeks, five publications, prior to said date.

Depositions blanks for holder and two witnesses will be mailed to the notary public before whom proof is to be made, as will be designated in the notice of proof when filed.

Very truly yours,
GEO. N. CARTER
Commissioner of Reclamation.

By _____
Chief Clerk.

17256

Leonia, Idaho.

June 9th 1930.

Mr. Geo. N. Carter,
Commissioner of Reclamation,
Boise Idaho.

Dear Sir;

I am enclosing papers as required for
final proof of water in permit No. 17256.

I gave a set of blanks already signed
to Mr. O.C. Wilson, Attorney of Bonners Idaho,
who was to execute same and forward to you
and I made the final proof returnable ~~in~~
before Mr. Wilson, of Bonners Ferry who will
attend to the business for me there as I cannot
get away to go to Bonners Ferry only during
the evening or when I am not working.

Please take up also with Mr. Wilson
for final proof and execution of papers at Court
~~our~~ house if any necessary.

Please let me know if there is anything
more to fill out as I would like to close
this up soon as possible.

Yours truly,

J. H. Nelson

17256

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

A. H. Nelson
Leonla, Idaho

June 3, 1930.

Dear Sir:—

I enclose herewith blank notice of proof of application of water to beneficial use under your permit No. 17256, which should be filled out and returned to this office at least 60 days before the date upon which you wish to make proof. The date for proof, as set out in your permit, is Sept. 12, 1930, and, if proof is submitted subsequent to said date, your priority will be brought down a length of time equal to the time elapsing between the date proof should have been made and the date proof is actually made.

Yours truly,

GEO. N. CARTER,
Commissioner of Reclamation.

17256

April 16, 1930.

RE: Permit No. 17256

Mr. A. H. Nelson
Leonida, Idaho

Dear Sir:

In reply to your letter of the 14th inst. would say that, all that is required of you at this time is to fill out the blank notices mailed to you and return the same to us. The date for making proof should be set far enough ahead to allow time for the required four weeks publication. The proof may be made at any place most convenient to you and your two witnesses and before any notary public or other officer authorized to administer oaths. If it will not be convenient for you to appear in person at the hearing, you may authorize someone to act for you as agent in making out the depositions of holder.

Notice for publication will be mailed direct to the paper from this office but the statement for publication fees will be mailed to you.

If any further information is required it will be gladly given upon request.

Very truly yours,

GEO. N. CARTER
Commissioner of Reclamation

By _____
Chief Clerk

CB:G

17256

Leonida Idaho April 14th 1930

Mr. Geo N. Carter,

Commissioner of Reclamation, Boise, Idaho.

Dear Sir;

I have received blanks for final proof of water right under permit No 17256.

I notice that in the " Notice for Publication" it states at a notice will be given at _____ etc.

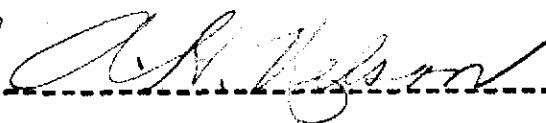
Would you please inform me before whom this notice will have to be given and do I appear in person to give this notice.

As I work every day for the Railway Company it will be impossible for me to appear personally unless I arrange for relief so as to go there and attend to this.

Would appreciate information regarding this as to who will submit the proof and any other information that you may deem necessary in connection with this.

I Thank you very much for the information you have given me heretofore and also for this,

Yours truly,

17256  _____

April 5, 1930

RE; Permit No. 17256

Mr. A. H. Nelson
Leonis, Idaho

Dear Sir:-

Per your request the 2nd inst., we are mailing you herewith blanks upon which to give notice of proof of beneficial use of water under the above permit.

Very truly yours,
GEO. N. CARTER
Commissioner of Reclamation

By _____
Chief Clerk

17256

Leonia Idaho.

April 2nd 1930.

Mr. Geo .N. Carter,
Commissioner of Reclamation,
Boise, Idaho.

Dear Sir;

I received certificate of Completion
of works today. Please send me additional
blanks for final proof of beneficial use of
water. Thanking you, I am,

Very truly yours,

A. H. Nelson

17256

17256

March 31, 1930

RE: Permit No. 17256

Mr. A. H. Nelson
Leonia, Idaho

Dear Sir:

We are mailing you herewith Certificate of Completion of Works issued to you under the above numbered permit, together with receipt for fee paid.

Very truly yours,

GEO. N. CARTER
Commissioner of Reclamation

By _____
Chief Clerk

17256

Permit No. 17256

STATE OF IDAHO
Department of Reclamation

Proof of Completion of Works

AFFIDAVIT OF HOLDER

STATE OF IDAHO, }
County of Blaine } SS

Blaine, being first duly sworn, upon his oath deposes and says:

First: That he is the holder and owner of Permit to Appropriate the Public Waters of the state of Idaho, No. 17256, and that his postoffice address is Blaine State of Idaho

Second: That the name of the stream from which said water is to be diverted is Spring located on land of Leonia

Third: That the point of diversion of said water is about six hundred feet NW of state line monument at Leonia Idaho S.E. 1/4 of S.E. 1/4 Sec 22 Twp 61 N R 3 East B.M.

Fourth: That under the terms and conditions of said permit, construction thereunder was required to be completed by Sept 12th 1930, 1930.

Fifth: That the use for which said water is intended is Domestic purposes.

Sixth: That on the date above mentioned, the works constructed under said permit were ~~not~~ fully completed and consisted of the following:

I. Kind of works: Dam- pipe Line-
(Reservoir, dam, ditch, flume, pipe or otherwise.)

II. Dimensions of work: Dam 4 ft high Lgth at top 10 ft bottom 10ft

(a) Height of dam 4 ft feet, length of dam at top 10ft feet, length of dam at bottom 10 ft feet. Material used in construction Rock and cement

(State whether wood, earth, stone or concrete.)

(b) Capacity of reservoir acre feet.

(c) Size of headgate: Width feet, height feet.

(d) Conduit 1 1/2 and 3/4 inch pipe line width at bottom feet, width at water line feet, depth of water feet; diameter of pipe 1 1/2 & 3/4 inches, average grade per mile is 10 feet. Length of conduit is 1/3 miles.

Seventh: That said works are capable of conducting to the place of intended use .03 second feet of water.

Eighth: That water appropriated under said permit is available for acres of land described as follows:

Ninth: Remarks: That Spring is located on Government Land comprising National Forest Reserve

A. H. Nelson
(Sign here)

Subscribed and sworn to before me this 26 day of March, 1930

My commission expires Aug 1, 1931

Wm. Nally
Notary Public for the State of Idaho
Residing at Bonners Ferry,
My Commission Expires Aug. 1, 1931

17256

State of Idaho
H. C. BALDRIDGE, GOVERNOR
DEPARTMENT OF RECLAMATION
GEO. N. CARTER, COMMISSIONER

BOISE

March 19, 1930.

RE: Permit No. 17256

Mr. A. H. Nelson
Leonida, Idaho

Dear Sir:-

Referring to your letter of the 17th inst. would say that the affidavit of holder is all that is required for proof of completion of works under a permit where the amount of water claimed does not exceed 6.4 second feet. The statutory fee due at the time proof is made is \$5.00.

Very truly yours,
GEO. N. CARTER
Commissioner of Reclamation

By *[Signature]*
Chief Clerk.

F5-6

Leonida Idaho, March 27th, 1930.

Mr. Geo. N. Carter,

Commissioner of Reclamation,

Boise, Idaho.

Dear Sir;

In accordance with the above I have hereto appended affidavit showing completion of works and am enclosing the five dollars as required by law.

Yours truly,

A. H. Nelson

17256

March 19, 1930.

RE: Permit No. 17256

Mr. A. H. Nelson
Leonla, Idaho

Dear Sir:-

Referring to your letter of the 17th inst. would say that the affidavit of holder is all that is required for proof of completion of works under a permit where the amount of water claimed does not exceed 6.4 second feet. The statutory fee due at the time proof is made is \$5.00.

Very truly yours,
GEO. H. CARTER
Commissioner of Reclamation

By _____
Chief Clerk.

F5-6

17256

● Leonia Idaho Mar 17th ● 30

Mr. Geo N Carter

Commissioner of Reclamation
Boise Idaho;

Dear Sir;

I received my permit for water right
on spring located near Leonia Idaho
today. Permit number 17256.

Please let me know if there are some
special blanks to be used in making
proof of completion of work and the
procedure in getting these made out.

If you have some of these blanks
please send me one so I can have it handy
when I get ready to fill it out.

Also what is the fee required for
certificate of completion of works.

Thanking you for this
information.

I am, Very truly Yours.



17256

State of Idaho
DEPARTMENT OF RECLAMATION
BOISE

Permit No. 17256

Albert H. Nelson

Leonla, Idaho

March 13, 1930.

Boise, Idaho,

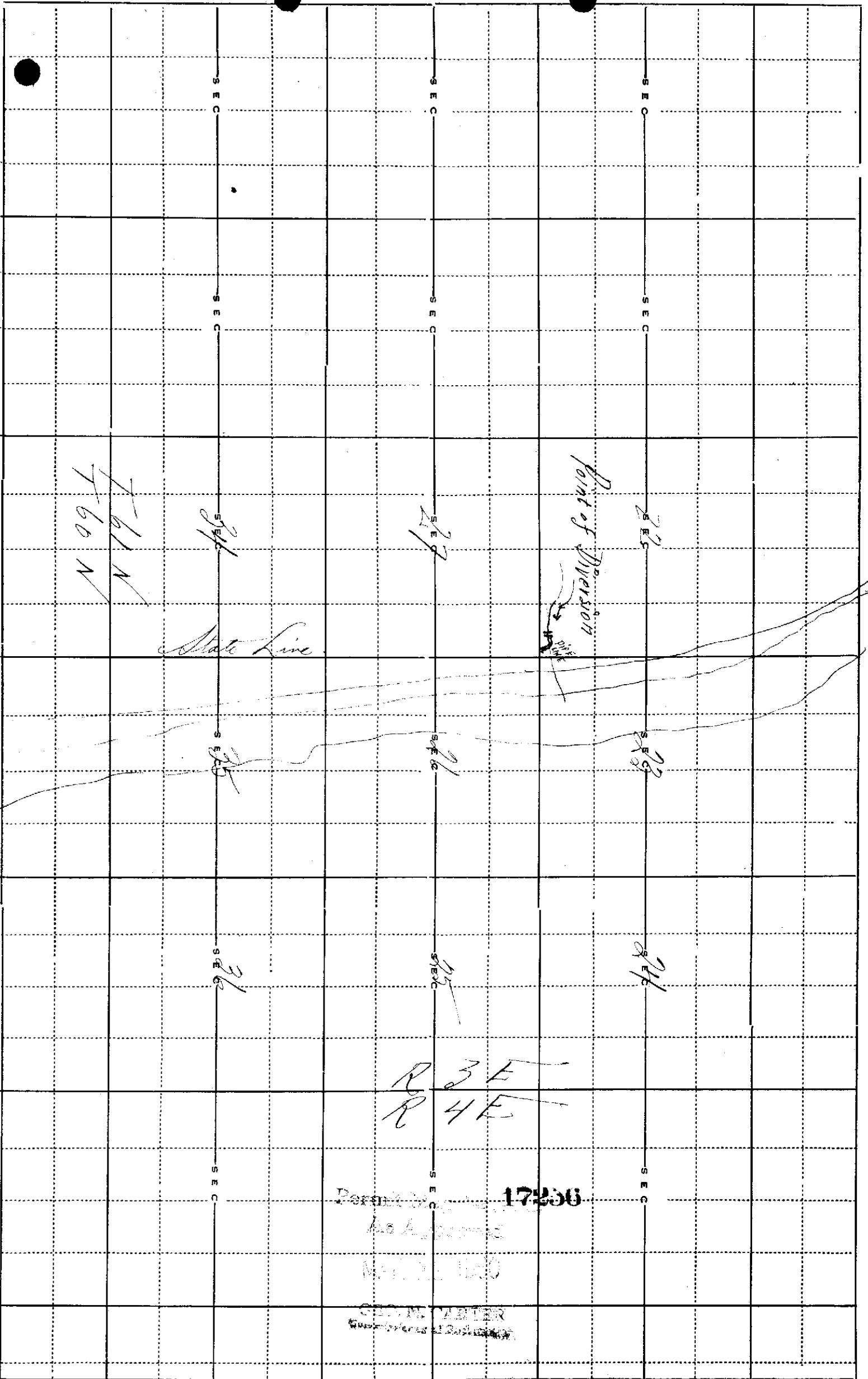
Dear Sir:

I enclose herewith above numbered permit. BE SURE AND NOTE LIMITATIONS AND CONDITIONS OF SAME as given under approval of the Commissioner of Reclamation on the third page.

Receipt for fee.

GEO. E. CARTER
Commissioner of Reclamation.

17256



March 4, 1930.

Mr. Albert H. Nelson
Leonis, Idaho

Dear Sir:

Your application to ^{appropriate} ~~apply~~ the public waters of the state is herewith returned for correction as follows:

Answer paragraphs 7, 8, 9, 10, 11, 12, 13.

On your map it appears that spring or point of diversion is in the SE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 27. On application it appears as in the SE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 28. Kindly make this clear as to location.

If spring is located on government or unleased state land, mention so under remarks. If spring is located on private land other than your own or leased state land, it is necessary that the Affidavit of Permission to file on springs be filled in by owner or leasee.

You can find out if this location is on government land from the land office at Coeur d'Alene.

Very truly yours,

GEORGE N. CARTER
Commissioner of Reclamation

By _____

SL:G
Incl. 3
" M. O. \$5.25

17256

Leonia Idaho March 1 st 1930

Commissioner of Reclamation

Boise Idaho;

Dear Sir;

I am submitting herewith application for water right together with the \$ 5.25 fee as required.

I have not had the affidavit relative to permission to file on spring executed on account of this spring being on Forest Reserve property and do not believe this is patented ground.

What procedure must be followed in determining this or can you look this up for me.

Yours truly



17256